**PATENT** 

## THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Number. :

10/798,669

Confirmation Number.

: 6277

Applicant

David J. Wendell et al.

Filed

March 11, 2004

TC/A.U.

3653

Examiner

Unassigned

Docket Number

47171-00426USP1

Customer Number

30,223

## INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§ 1.97 and 1.98

Mail Stop Amendment Commissioner for Patents P.O. Box 1450

Alexandria, Virginia 22313-1450

CERTIFICATE OF MAILING

37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to. Mail Stop Amendment, Commissioner for Patents, Alexandria, VA) P.O. Box \450, \_22313-1450 on the date indicated below:

9/23/2005

Date

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the references listed on attached Form PTO-1449 be considered by the Examiner and made of record.

In accordance with the waiver of 37 CFR 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003, no copies of the U.S. references or publications are enclosed.

In accordance with 37 C.F.R. §§ 1.97(g),(h), this Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed as an admission that the information disclosed is, or is considered to be, prior art to the present application or material to patentability as defined in 37 C.F.R. § 1.56.

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In accordance with 37 C.F.R. § 1.97(e)(1), Applicant hereby certifies that each item of the information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the present statement, as evidenced by the enclosed search report dated August 4, 2005 for International Application No. PCT/US2005/007874.

The present Information Disclosure statement is being filed prior to the receipt of a first Official Action reflecting an examination on the merits and is timely in accordance with 37 C.F.R. § 1.97(b)(3). Accordingly, no fees are believed to be due in connection with the filing of this Information Disclosure Statement. The Commissioner is authorized to charge any fees that may be due (except the issue fee) while this application is pending to Jenkens & Gilchrist Account No. 10-0447/47171-00426USP1.

Date: September 23, 2005

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Form PTO-1449 (modified)	Atty. Docket No.	Serial No.		
( SEP 2 6 2005 <sup>©</sup> )	47171-00426USP1	10/798,669		
List of Patents and Publications for Applicant's	Applicant			
INFORMATION DISCLOSURE STATEMENT	David J. Wendell et al.			
A HEMAN	Filing Date:	Group:		
Page 1 of 1	March 11, 2004	3653		

			U.S.	Patent Docu	ıments			
Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing Date if App.	
	A01	2003/0168310	09/11/03	Strauts et al.			03/11/2002	
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	B01	05046839	02/26/1993	Japan			Abstract	
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	Othe	er Art (Inclu	iding Aut	thor, Title, D	ate Pertin	ent Pag	es, Etc.)	
Exam. Init.	Ref. Des.	Citation						
	C01	PCT International Search Report for International Application No. PCT/US2005/007874 dated Augus 4, 2005 (4 pages)						
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EXAMINER:	DATE CONSIDERED:
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EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.